

McCandlish

vs

Warburton & al.

This cause came on again this day to be heard upon the papers formerly read together with the report of Commissioner William S. Spencer, made under a decree undered in this cause on the day of Nov/87 to which no exceptions was filed and was argued by counsel. On consideration whereof the Court doth a. o. & d. that, the report of said Commissioner be and the same is hereby confirmed. And the Court doth further a. o. & d. that the said Commissioner out of the proceeds of said sale pay all expenses mentioned in said report attending the same and expenses yet unpaid attending the execution of the first decree undered in this cause. And that the said Commissioner out of the balance of said proceeds of sale whether consisting in money or bonds pay to Robert Warburton and Thomas D. Harris the amt of their debts respectively with what legal interest may have accrued thereon, secured by the deed in trust in the bill of the Compt mentioned; that he pay over Robert McCandlish his bonds executed for the purchase money of the life estate of the female deft Mary S. Warburton in the tract of land mentioned in said bill, and that it be referred to a Commissioner of this Court to take an acct of the real estate surplus remaining in the hands of the said Spencer and of the outstanding debts of the said female deft Mary S. Warburton in or an to a final decree.

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